

BOARD OF PUBLIC WORKS AND SAFETY

July 11, 2000

Regular Session:

The Board of Public Works and Safety met in regular session on Tuesday, July 11, 2000 at 9:00 a.m. Members present were Bob Griffiths, Lisa Decker, Rex Bowman and Rebecca Miller. City Attorney Eric Burns was also present.

Absent: Jim Andrew

Mr. Griffiths called the meeting to order.

MINUTES

Mrs. Miller moved to approve the minutes of the July 5, 2000 meeting. Mrs. Decker seconded. Passed.

BIDS UNDER ADVISEMENT

Mike Parks, Traffic Operations Director, request the Board approve the bid from Trans Tech Electric, Inc. for the Traffic Signal Hardware Upgrade at Union Street/14th Street; Salem Street/ 14th Street Project in the amount of \$37,615.10. Mrs. Miller moved for approval. Mrs. Decker seconded. Passed.

OLD BUSINESS

Demolition Permit for St. Rd. 26 E. (Britt Farm)

Mr. Griffiths stated there was someone wishing to speak regarding the Demolition Permit for St. Rd. 26 E. (Britt Farm) item previously tabled by the Board. Ben Ross, Jefferson High School Student, presented the Board with paperwork explaining that the house is a blend of Greek Revival and Italianate styles, and was built about 1860. He also stated that the first floor of the house contains beautiful, Faux Bois "oak" woodwork (which is wood, in this case pine, painted to look like a more expensive type of wood), which is very rare. Mr. Ross felt this house was not worth destroying. Mr. Griffiths asked Opal Kuhl, City Engineer, if she has heard back from the contractor concerning the issue of insurance. Ms. Kuhl indicated she had not. Mr. Griffiths stated this item would remain tabled. Mrs. Decker stated that she had received a phone call from Denise Schroll, Fairfield Township Board Member. Mrs. Decker stated that Ms. Schroll also lives in Orchard Heights and wanted to express her concern and personal desire to see this building stay. City Attorney, Eric Burns, outlined for the record what the duties of the Board members would be in these cases. He stated that the Board had to make a determination that there is an appropriate insurance bond in place for the contractor or the person doing the demolition and that there have been appropriate notices posted for the required period of time. He stated these are the only findings that this Board can make and once these findings are made, then the 60-day waiting period begins. Mr. Burns stated that whether to demolish or not to demolish was not a decision this Board could make.

NEW BUSINESS

Hawkins Environmental

Mike Smith, Hawkins Environmental, presented to the Board, and recommended approval, an Agreement for Utility Service Auto Body Specialties. Mr. Smith also presented a check in the amount of \$9,073.00 for water and wastewater participation fees.

Mr. Smith presented to the Board, and recommended approval, Request for Payment # 9 from Leland Roberts Construction Co. for the Norma Jean Subdivision Project in the amount of \$103,998.55 (\$30,376.20 water - \$73,622.35 sewer). Mrs. Decker moved for approval. Mrs. Miller seconded. Passed.

Mr. Smith presented to the Board, and recommended approval, Request for Payment # 12 from M.E. Simpson Co., Inc. for the Valve Location, Exercising and Mapping Program Project in the amount of \$15,524.60. Mrs. Miller moved for approval. Mr. Bowman seconded. Passed.

Engineering Office

Buckingham Subdivision Phase III

Opal Kuhl, City Engineer, presented a letter from Mike Spencer, Engineering Technician, stating that construction of the sanitary sewers and water mains for Buckingham Subdivision Phase III has been completed. Testing and inspection indicate that the sanitary sewers and water mains have been constructed to meet City standards and As-Built drawings as well as a three (3) year maintenance bond have been submitted. Mr. Bowman moved for approval. Mrs. Miller seconded. Passed.

Ferry Street Curb Project

Ms. Kuhl presented a letter from Bill Balensiefer, Project Engineer, requesting permission to advertise for bids for the Ferry Street Curb Project. Bids would be received and opened on August 1, 2000. Mrs. Decker moved for approval. Mr. Bowman seconded. Passed.

Atlas Building Services, Inc.

Deputy Chief, John Dennis, presented to the Board, and recommended approval, a letter from Atlas Building Services, Inc. requesting permission to block the sidewalk at 518 Main Street for a period of three weeks, starting at the time of approval, to work on the Sharp Building façade. Mrs. Decker moved for approval. Mr. Bowman seconded. Passed.

Sanctuary Neighborhood

Mr. Griffiths presented a letter from the Sanctuary Neighborhood requesting a barricade for one circle (the circle near the intersection with Pine Lane) on Wigeon Drive for a block party on Saturday, July 15, 2000. Mrs. Miller moved for approval. Mr. Bowman seconded. Passed.

Ordinance Violations Bureau

Opal Kuhl, City Engineer, presented to the Board the 1st Letter Summary (30 issued) 2nd Letter Summary (32 issued) and Ticket Summary (15 issued) from the Ordinance Violations Bureau during the time period of 7/03/2000 – 07/07/2000. She also presented a Door Hanger Summary for the week of 7/03/2000 – 07/07/2000 (30 issued).

Fire Department

Chief Jeff McCoy, Fire Department, requested approval for the retirement of Captain James Moser effective 7/11/00, Private Bob Bresnahan effective 6/15/00 and the resignation of Private Bryan Foust effective 7/10/00. Chief McCoy stated that all had served the Lafayette Fire Department and the City of Lafayette well. He also wished them all well in their future endeavors. Mr. Bowman moved for approval. Mrs. Decker seconded. Passed.

Miscellaneous

Mr. Griffiths announced to everyone that this coming Thursday evening, the Lafayette Citizens Band has designated July 13, 2000, as "City Appreciation Night". The concert will begin at 7:00 p.m. in front of the Depot at Riehle and everyone is invited to attend.

Claims

Mr. Griffiths presented for Board approval, claims in the amount of \$1,988,388.99. Mrs. Miller moved for approval. Mrs. Decker seconded. Passed.

Police Department

Deputy Chief John Dennis, Police Department, presented to the Board, and recommended approval, a Taxicab Driver's License for Wendy Antonelli and Audra Tennyson. Mr. Bowman moved for approval. Mrs. Decker seconded. Passed.

Building Permits

The Engineering Office issued the following Building Permits for the week ending July 7, 2000:

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|------|------------------------------|----------------------------------|---------------------------------------|--------------|
| 4671 | Lafayette Parks & Recreation | 3111 Prairie Ln | Renovation of Vinton Pool | \$345,000.00 |
| 4672 | J Kiracofe | 4116 Copper Valley Dr | Single family residence | \$110,000.00 |
| 4673 | Homes by Prairie | 1809 Whisper Valley Dr | Single family residence | \$160,000.00 |
| 4674 | AAA Inns | 139 Frontage Rd | Sign for Budget Inn | \$1,200.00 |
| 4675 | Mennen Builders | 1819 Canyon Creek Dr | Single family residence | \$155,000.00 |
| 4676 | Mennen Builders | 4101 Copper Valley Dr | Single family residence | \$10,000.00 |
| 4677 | Gerald Wiess | 701 Lawson Dr | Detached garage | \$7,974.00 |
| 4678 | Shirley Plant | 1925 Morton St | Detached garage and separate electric | \$7,000.00 |
| 4679 | Joe A Livesay Jr | 205 Farabee Dr N | Reach the Children Thrift store | \$330,000.00 |
| 4680 | Doug Atkins | 1917 Iroquois Tr | Repair back porch | \$1,000.00 |
| 4681 | Tippecanoe II LLC | 3540 SR 38 E Suite 500, 600, 700 | Sign for Beneficial UL#NLBH940860 | \$1,200.00 |
| 4682 | Ward Dillion | 517 Lingle Ave | Upgrade electric to 200 amps | \$1,000.00 |
| 4683 | Northfolk & Southern | Smith St @ Rail Road Crossing | Temporary service for Rail crossing | \$500.00 |
| 4684 | Alan & Deb Koester | 2531 Rainbow Dr | In ground pool | \$34,000.00 |
| 4685 | Community Reformed Church | 2501 S 18th St | Event sign for Community Reformed | \$25.00 |
| 4686 | Dave Leffert | 3652 Rome Dr | New office building | \$175,000.00 |
| 4687 | Michael Spencer | 1328 Burroughs St | Detached garage | \$8,000.00 |
| 4688 | Steve Connors | 4104 Copper Valley Dr | Single family residence | \$150,000.00 |
| 4689 | John E Smith | 2617 Salem St | Single family residence | \$160,000.00 |
| 4690 | Habitat for Humanity | 201 Ravine St | Single family residence | \$45,000.00 |
| 4691 | Citation Homes | 1807 Canyon Creek Dr | Single family residence | \$170,000.00 |
| 4692 | Citation Homes | 1909 Canyon Creek Dr | Single family residence | \$160,000.00 |
| 4693 | David Faucett | 3426 Chaucer Dr | Deck | \$1,000.00 |
| 4694 | Walter Wilkins | 1740 & 1742 Everett St | Replace windows & rewire (comp BP# | \$5,000.00 |
| 4695 | Kenneth Baldwin | 3333 South St | Demolish of commercial building | \$0.00 |

Mr. Griffiths stated the Board would now take a five-minute recess before the scheduled Grievance Hearing:
 Time being 9:23 a.m.

Fire Department – Grievance Hearing

Mr. Griffiths reconvened the Board of Works meeting back into open session at 9:35 a.m. Present were Board members Bob Griffiths, Lisa Decker, Rex Bowman and Rebecca Miller as well as City Attorney Eric Burns. Also present was Deputy Chief Richard Doyle, Fire Department.

Mr. Griffiths stated this was the date and time set to hear the Grievance filled by Fire Fighter Sgt. William Patterson.

City Attorney, Eric Burns stated that he could she where Deputy Chief Doyle was present, however it appeared that Mr. Patterson was not present. Mr. Burns recommended that Mr. Griffiths swear in Deputy Chief Doyle for any testimony that he may have regarding this matter.

Mr. Griffiths asked if there was anyone else present to speak regarding this matter. There was not.

Deputy Chief Richard Doyle was sworn in.

Mr. Burns requested that the record reflect that neither Sgt. William Patterson nor anyone on his behalf was present today.

Mr. Griffiths asked if there was any proof that notification was delivered to Sgt. Patterson. Deputy Chief Doyle stated that he had personally hand delivered a letter on Wednesday, July 5, 2000 to Sgt. Patterson at his residence. Deputy Chief Doyle informed the Board that the letter (copy given to Clerk) stating when and where the hearing would take place. Deputy Chief Doyle also stated that he informed Sgt. Patterson that the Board meets at 9:00 a.m.

Mr. Burns asked Deputy Chief Doyle if he was aware of any reason why Sgt. Patterson was not here today. Deputy Chief Doyle stated he was not.

Mr. Burns informed the Board that it would up to the Board to make a decision on the three (3) Grievances filled. One option that the Board would have would be to find that Sgt. Patterson is in default by failure to appear at his Grievance Hearing. Mr. Burns stated that the Board should note that the burden is upon Sgt. Patterson to prove his case by a preponderance of the evidence to the satisfaction of the Board that his grievances are valid and it would be one option of the Board to determine that the burden has not been met by his failure to appear.

Mrs. Miller asked Mr. Burns if all three grievances could be handled together or should they be handled one at a time. Mr. Burns stated that he felt in this situation that the Board could take the grievance all together if it were their decision that his default is the deciding factor.

Mrs. Miller moved to take all three (3) grievances together and deny on a default basis as just explained by the City Attorney. Mrs. Decker seconded. Mr. Griffiths asked Mr. Burns if this finding would be final. Mr. Burns stated it was a final determination of the Board of Works. Mr. Griffiths denoted that the record reflect that, by failing to appear, Mr. Patterson had certainly interfered with the Board of Works and it's ability to function and to go about it's daily activates. Mr. Griffiths stated that he took a very dim view of any employee that does this. Deputy Chief Doyle stated that he agreed and that he informed Mr. Patterson that it was within his rights to file a grievance. Deputy Chief Doyle also stated it was unfortunate that Mr. Patterson has not followed through and that he was not present today. Motion Carried. Grievances denied.

Mr. Griffiths stated once again that he hoped this would be made a part of Mr. Patterson's permanent record. Deputy Chief Doyle stated that it would. He then thanked the Board for their time.

There being no further business to come before the Board, Mrs. Decker moved to adjourn. Mr. Bowman seconded. Passed.
Time being 9:45AM.

BOARD OF PUBLIC WORKS AND SAFETY

ROBERT GRIFFITHS
President

ATTEST: LISA DECKER
City Clerk

Minutes written by Rebecca Hatton